

Defendant Life Line Home Care Services, Inc. (“Life Line”), by and through its undersigned counsel and without waiving any defenses, hereby moves to **DISMISS** Plaintiff’s claims against it **WITH PREJUDICE** pursuant to Fed. R. Civ. P. 12(b)(2), (5), & (6). As Life Line explains more fully in its contemporaneously filed brief in support of this motion, Plaintiff fraudulently joined Life Line to defeat removal; Plaintiff has failed to state a plausible claim against Life Line; Plaintiff has failed to effect service of process upon Life Line; and Plaintiff’s claims against Life Line are now barred by the applicable limitations period.

Accordingly, Life Line respectfully requests the Court to **GRANT** this Motion and to **DISMISS** Plaintiff's claims against Life Line **WITH PREJUDICE**.

Respectfully submitted, this 9<sup>th</sup> day of December, 2022.

/s/ John E. Price  
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Admitted *Pro Hac Vice*  
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